

**SPE RESPONSE FOR CERTIFICATE OF CORRECTION**

Paper No.: \_\_\_\_\_

DATE : 04-09-09

TO SPE OF : ART UNIT 1614

SUBJECT : Request for Certificate of Correction for Appl. No.: 10/782459 Patent No.: 7476692

Please respond to this request for a certificate of correction within 7 days.

**FOR IFW FILES:**

Please review the requested changes/corrections as shown in the **COCIN** document(s) in the IFW application image. No new matter should be introduced, nor should the scope or meaning of the claims be changed.

Please complete the response (see below) and forward the completed response to scanning using document code **COCX**.

**FOR PAPER FILES:**

Please review the requested changes/corrections as shown in the attached certificate of correction. Please complete this form (see below) and forward it with the file to:

Certificates of Correction Branch (CofC)  
South Tower - 9A22  
Palm Location 7580

  
Angela Green

Certificates of Correction Branch  
703-308-9390 ext. 123

Thank You For Your Assistance

The request for issuing the above-identified correction(s) is hereby:  
Note your decision on the appropriate box.

☐ Approved

All changes apply.

☒ Approved in Part

Specify below which changes do not apply.

☐ Denied

State the reasons for denial below.

Comments: Mathematical expressions at col. 25, Line 51; col. 26, Line 16 & col. 26; Line 24 have not been changed because they are correct as printed, (e.g. "0.1" (not correct) ; "10.1)" correct.

  
ARDITH MARSCHER  
SUPERVISORY PATENT EXAMINER

SPE

Art Unit 1614

Attorney Docket No. 9022-42

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Gupta et al.

U.S. Patent No.: 7,476,692 B2

Application No.: 10/782,459

Issued: January 13, 2009

Filed: February 19, 2004

Confirmation No: 4853

For: PHARMACEUTICAL COMPOSITIONS OF SAFINGOL AND METHODS OF USING THE SAME

March 30, 2009

Commissioner for Patents

Attn: Certificate of Correction Branch

P.O. Box 1450

Alexandria, VA 22313-1450

**REQUEST FOR ENTRY OF CERTIFICATE OF CORRECTION UNDER  
No. 35 U.S.C §254 AND 37 C.F.R. §1.322**

Sir:

The Assignee of record for the above-referenced patent hereby requests, pursuant to 35 U.S.C §254 and 37 C.F.R. §1.322, that a Certificate of Correction be issued. This request is made in order to correct the mistakes incurred through the fault of the U.S. Patent and Trademark Office. The mistakes appearing in the patent are set forth with corrections on the Certificate of Correction enclosed herewith.

No fee is believed due. However, the Commissioner is authorized to charge any deficiency or credit any overpayment to Deposit Account No. 50-0220.

Respectfully submitted,



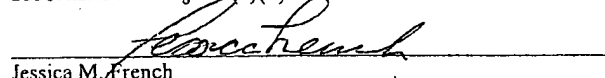
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**CERTIFICATION OF ELECTRONIC TRANSMISSION**

I hereby certify that this correspondence is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4) to the U.S. Patent and Trademark Office on March 30, 2009.

  
Jessica M. French

UNITED STATES PATENT AND TRADEMARK OFFICE  
CERTIFICATE OF CORRECTION

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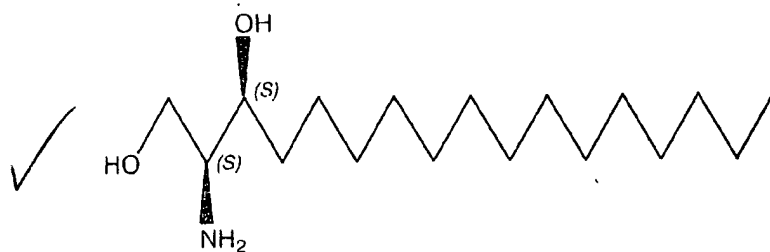
PATENT NO. : 7,476,692 B2  
APPLICATION NO.: 10/782,459  
ISSUE DATE: January 13, 2009  
INVENTOR(S) : Gupta et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the Title Page:

Abstract, Item 57, Line 7: Please correct "0.1" to read -- .1 -- ("0.1" is mathematically correct)

Column 1, Lines 35 - 40: Please replace with the following structure illustrating correct shading:



Safingol (L-threo-dihydrosphinganine)

✓ Column 22, Line 13: Please add -- **Assay and Particle Size** -- before line 14 "Table 8"

Not Entered

# UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

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Column 23 and 24, Table 10, Lines 13 -27: Please correct table alignment as follows:

Test	Requirements		Initial D1	Initial D2	Initial D3	3 Months	6 Months	9 Months
(data from BenVenue)			0.0421			0.0277	0.0272	0.0307
	≤ 0.2 microns	Mean	0.0232	N/A	N/A	0.0173	0.0174	0.0173
			0.0213			0.0176	0.0169	0.0175
HPLC Assay	90.0% to 110.0%							
(% Label Claim)	LC		96.4	95.8	99.4	94.5	105.5	98.6
			94.8	96.6	100.0	94.2	105.1	99.9
						94.9	102.1	101.2
				Avg of 3:		94.5	104.2	99.9
Impurity *	For Information	<u>BRT</u>						
% total peak area	Only	0.88-0.90	0.3	0.3	0.4	0.1	0.4	0.4
	For Information							
Total Impurities	Only		0.3	0.3	0.4	0.1	0.4	0.4
% total peak area								

Column 24, Table 11, Lines I - IX: Please correct "dinical signs" and "din path" to read -- clinical signs -- and -- clin path -- in the "Toxicity" column.

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CERTIFICATE OF CORRECTION

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In the Claims:

Column 25, Claim 10, Line 51: Please correct "0.1" to read -- .1 -- (0.1 is mathematically correct)

Column 26, Claim 16, Line 11: Please correct "pho sphatidylserine"  
to read -- phosphatidylserine --

Column 26, Claim 17, Line 16: Please correct "0.03" to read -- .03 -- (0.03 is mathematically correct)

Column 26, Claim 19, Line 24: Please correct "0.1" to read -- .1 -- (0.1 is mathematically correct)

Column 26, Claim 22, Line 42: Please correct "phosphatidyicholine"  
to read -- phosphatidylcholine --

MAILING ADDRESS OF SENDER:  
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Raleigh, NC 27627